

5-8-1866

## Portland Daily Press: May 08, 1866

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**THE PORTLAND DAILY PRESS** is published every day, (Sundays excepted,) at 25 cents per copy, in advance. Terms:—Eight Dollars a year, in advance.

**THE MAINE STATE PRESS**, is published at the same place every Thursday morning at \$2.00 a year, in advance.

**RATES OF ADVERTISING**—One inch of space, in length of column, containing "square," 10 cents per square daily first week; 7 cents per square for each subsequent week; 5 cents per square for each subsequent week after the first week, 50 cents. Half square, three insertions or less, 15 cents; one week, \$1.00; one month, \$3.00; one year, \$10.00. Under head of "ADVERTISEMENTS," \$2.00 per square per week; three insertions or less, 15 cents; one week, \$1.00; one month, \$3.00; one year, \$10.00. "SPECIAL NOTICES," \$1.00 per square first insertion; 50 cents per square for each subsequent insertion; half a square, \$1.00 first insertion, 50 cents for each subsequent insertion. Advertisements inserted in the "MAINE STATE PRESS" (which has a large circulation in every part of the State) for \$1.00 per square for first insertion, and 50 cents per square for each subsequent insertion. Apply for office or information to H. O. WILSON, 11 STATE STREET, Boston.

**LOST**—On Wednesday afternoon, May 3, a large gold watch, with chain, containing two pictures. The holder, H. H. HARRIS, of the Maine State Press, will reward \$10.00 for its return, or at the press office.

**Wanted**—A situation in some establishment, by a young man having thorough business education, and a good knowledge of the English language. Apply to SIMON & KNIGHT, 45 Commercial St.

**Wanted**—An Agent in every town in the State of Maine to sell a new, convenient and useful form of book. Ladies and Gentlemen wishing for a rare chance to make money should call on or address J. H. HARRIS, 11 State Street, Portland, Me.

**Miscellaneous**—No. 23—1st. A. N. Agent in every town in the State of Maine to sell a new, convenient and useful form of book. Ladies and Gentlemen wishing for a rare chance to make money should call on or address J. H. HARRIS, 11 State Street, Portland, Me.

**BASE BALL CLUBS!**—Attention! Geyer & Calef, 13 Free Street, are the Agents for the celebrated

**ROSS BALLS**—used by the Atlantic, Lowell's, Mutual's, Harvard's, Athletic's, Eons, &c.

**Best New York Bats!**—Clubs supplied at short notice at wholesale prices.

**LADIES OF PORTLAND**—to the new styles and colors of

**CHECKED NOTE PAPERS!**—We also have on hand a fine assortment of all styles

**PAPERS, ENVELOPES, &c.**—to suit the most fastidious.

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**13 FREE STREET.**

**Union is Strength!**

**THE UNION SOLDIERS**—for a hard fight and victory.

**THE UNION NAVY**—is the terror of the Crown-beds, Flat-beds and Thick-beds of all Europe.

**THE FLAG OF OUR UNION**—is now established as the winning stock of slavery.

**UNITED PUBLIC**—proclaims the fact that

**UNION STREET**—is the only reliable place to purchase

**CARPETS!**—and all sorts of

**FURNITURE,**

**NEW AND SECOND HAND!**

**HOYT & CO.,**

**Nos. 43, 45 & 47**

**UP TOWN CLOTHING HOUSE**

**EMERSON & BURR**

**HAVE this day opened a first-class READY-TO-WEAR CLOTHING**

**GENTS' FURNISHING GOODS,**

**HAT AND CAP STORE,**

**At No. 317 Congress Street,**

**Where may be found the finest, cheapest and BEST STOCK OF GOODS in the city, bought just at the lowest prices, and sold at the lowest rates.**

**Don't fail to call and examine the**

**Splendid Stock of Goods!**

**Which for style and finish cannot be excelled, to be found at No. 317 Congress Street.**

**MECHANIC'S GRANITE BUILDING.**

**REMEMBER! No. 317 Congress Street.**

**S. E. EMERSON, M. L. BURR.**

**CASCO IRON COMPANY.**

**THE STOCKHOLDERS of this Company are hereby notified that their annual meeting will be held at No. 24 State Street, Portland, Me., on Wednesday, May 10, at 2 o'clock P. M., to act on the following:**

**1st.**—To choose Directors for the ensuing year.

**2d.**—To choose a Committee to examine the accounts of the previous year.

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## Wants, Lost and Found.

**Wanted Immediately.**

**Two first class Carriage Drivers.** Apply at Horse Railroad Shop, corner of Spring and Clark Streets.

## AGENTS WANTED.

**LIFE INSURANCE.**

"GOOD MEN AND TRUE" are wanted to act as Agents, both local and traveling, for the Equitable Life Assurance Society of the U. S., 59 Broadway, New York, and the United States Casualty Insurance Co., No. 90 Broadway, New York, and the only Mutual Accident Insurance Company in America.

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## New Advertisements.

**Non-Resident Taxes for 1865.**

The following Non-Resident Tax Payors in the town of Cape Elizabeth, are hereby notified that the following sums remain unpaid, and the Treasurer will send the same to the Collector on Saturday the 10th day of May, 1866, for the purpose of collecting the same.

A. C. Akerman, 154 E. P. Mill, 72 00

James Adams, 171 E. P. Mill, 3 00

Nathaniel Brown, 600 West Street, 67 25

Charles Brooks, 500 Green Street, 67 25

Blanchard, 100 West Street, 67 25

Barlow, 640 Henry P. Ave., 8 40

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Barlow, 640



To Correspondents.  
No communication will be published, unless accompanied by the name and address of the writer. We cannot undertake to return rejected communications.

To Advertisers.  
Advertisements cannot be properly classified, unless they are sent before 10 o'clock in the forenoon.

Executive Patronage.  
Thoughtful men have long lamented the growing evil arising out of the distribution of public patronage in this country. The President, who was designed by the people, has gradually become possessed of enormous political power. The evil has grown with the growth of the country and the natural increase in the number of profitable offices in the gift of the government, and has been immensely augmented by the necessities growing out of the war. A swarm of United States officials has been sent into existence for the collection of taxes, the administration of justice at the South, and the greatly increased clerical labor at the capital.

Hitherto the matter has generally been considered as a necessary evil. The policy inaugurated by Jackson has been so long and so uniformly followed that most men have quietly conceded to the President the right, when the Senate is not in session, of removing public officers without cause and almost without limit. The few who questioned the President's constitutional right, by ending a party with courage and integrity, have gone before the nation on this issue. This result has been that the officers of the government, the servants of the people, have come to regard themselves and to be regarded as the tools of a party. More and more the question of a man's personal fitness for any office has been merged in the question of his "claim" to reward for political services. To him disloyal to say, and to be removed from office, because the fact is notorious that removal and appointment depend on political opinions and not upon merit or demerit. Yet nothing is plainer than the fact, that the people who pay for public service are entitled to be well served; and that spoilsmen who regard their salaries as payment for services already rendered are not likely to attend faithfully to their present duties.

Another idle fallacy has come to be regarded almost as a political axiom, that the President must have the right to select the agents to carry out his policy. As if it were the duty of all the postmasters to carry out the President's policy instead of ministering their mailbags! The President has a right to his opinion, but he has no right to a "policy." His duty is simply to execute the laws made by Congress and interpreted by the Judiciary; and that duty in a country like this may require of him the strongest man, if he performs it faithfully.

Well, at last we have reached a juncture, where the President, strengthened by this vast concentration of power, undertakes to lead the houses of Congress and control their legislation by displacing their political and personal friends throughout the country. Out of this misfortune great good will grow, if the assertion of such power shall lead to scrutiny searching enough to overthrow it.

The article in the Constitution which touches the subject of public officers, provides that "shall nominate, and by and with the advice and consent of the Senate, shall appoint Ambassadors, other Public Ministers and Consuls, Judges of the Supreme Court, and all other officers of the United States, whose appointments are not herein otherwise provided for, and which shall be established by law; but the Congress may by law vest the appointment of such inferior officers as they think proper in the President alone, in the courts of law, or in the heads of departments," and proceeds to say,

The President shall have power to fill up all vacancies that may happen during the recess of the Senate, by granting commissions which shall expire at the end of their next session.

The whole question turns on the meaning of these two words, "may happen." The authors of the Constitution did not intend by these words to grant the power of procreation for opinion's sake, is proved, if proof were necessary, by Hamilton's paper, No. 77 of the *Federalist*, written before the adoption of the Constitution. He says, speaking of the Senate,—

"The consent of that body would be necessary to displace as well as to appoint. A change of mind might therefore, without occasion of violence or to general a revolution as might be expected if he were the sole disposer of offices."

The Constitution itself is still more explicit in another passage. In providing for the election of Senators the Constitution says,—

If vacancies happen by resignation, or otherwise, during the recess of the Legislature of any State, the Executive thereof may make temporary appointments until the next meeting of the Legislature, which shall then fill such vacancies.

Here the word "happen" recurs in a context which leaves no doubt of its casual meaning. The Constitution must be interpreted by its own light, so far as possible. If this provision does not give the Governor of a State authority to remove a Senator, then the other gives the President no right to remove any officer except for cause.

How then, one wonders, has this injurious, enormous abuse grown to its present magnitude? By degrees, like every other evil. The first Congress which assembled under the Constitution debated this very question. The decision which inaugurated this policy was made by the casting vote of Vice President Adams so equally divided was the Senate in 1789; and there is no doubt that the general confidence in Washington's good judgment and integrity largely influenced the decision. Ten years later Hamilton wrote to James Madison,—

"The terms 'which may happen' are so simply casual and doubtful, that it is as impossible as to have been filled by casual or accidental circumstances."

The subsequent action of Congress served to strengthen the hands of the President. During forty years however, the whole number of removals did not exceed 73. Until Mr. Jackson's accession to the Presidency, the power thus granted by Congress was not used to punish or reward political officers or services.—Jackson inaugurated the first wholesale procreation and his bad example has been too scrupulously followed. More than two thousand officers were displaced without cause in 1829. From that year office-seeking began to be the profession.

Mr. Trumbull's amendment designed to reach this matter, ought not to have been taken on to an appropriation bill. The measure is strong enough to stand on its own merits. The amendment as passed, reads thus:—

And be it further enacted, that no person exercising or performing, or undertaking to exercise or perform, the duties of any office which by law is required to be filled by the advice and consent of the Senate, shall, before confirmation by the Senate, receive any salary or compensation for his services, unless such person has been appointed to such office by the advice and consent of the Senate, and since his last appointment, by death, resignation, expiration of term, or removal for cause, or by the Senate, in which case a report of the removal shall be made at the next session of the Senate.

The bill has been recalled from the House, and the amendment will probably be made the basis of a separate law. If some means can be devised to protect the country not solely from the President, but from the President and Congress together, then it will be much more the better.

A Source of Pestilence.

To the Editor of the Press:

At this time, when regard to the public health demands a strict observance of every precaution, I feel compelled to call attention to what must prove a prolific source of disease unless prevented in time.

The change in the route of the Portland & Kennebec Railroad last fall made it necessary that a heavy embankment should be thrown across a swamp of several acres in extent in the western part of this city. This embankment cut off the natural drainage of the swamp, and the water, which had been running into the Kennebec, was forced to find its way into the swamp, and the heavy mass of gravel settled into the mud, carrying the culvert with it and making it perfectly useless.

Tide water from the back cove approaches within a short distance of this swamp. Last fall a drain was constructed by the city to connect the swamp with the tide water. The construction was begun at the lower end.—The drain passed through Portland street under the railroad bridge, and when the construction was complete and the water had reached it was found to be high above the level of the water in the swamp.

On whom the responsibility of this wretched blunder rests, I do not assume to state. My object is to call attention to existing facts. The water of the swamp has never risen so high as to find an outlet through this drain except in freshets. Its construction was a perfectly useless expenditure of money. The stagnant water of the swamp can now have no outlet. It is removed only by the slow process of evaporation. It is highly charged with decaying animal and vegetable matter. The gases from these putrid substances rising with the evaporation of the water already thrust themselves on the notice of any one passing in the vicinity. But as yet we have no hot weather, and we have only an intimation and warning of the malignant and pestilential exhalations that only await the summer heat to come out of this place and scatter as the laws of chemistry hold good, to scatter disease and death through the whole city.

Now this state of things is wholly unnecessary. At a moderate expense a thorough drainage of this swamp can be effected. If this is not done and done promptly, we as a city assume the responsibility of maintaining a nuisance of no ordinary magnitude, of cherishing a whole breeding place of malaria and fever, and offering a favorite lurking place to the pestilence when it visits us.

CITIZEN.  
In an article which appeared recently in the Press, referring to the proposed passage by Congress of a law protecting copyright between nations, it was mentioned as one of the objections urged against such a movement at this time, that our relations with Great Britain not being at present so harmonious as might be desired, the arrangement would probably be attended with unusual difficulties. It appears that this objection is founded in error, since Great Britain has already accepted of the proposed law, and has already passed through the efforts of Sir Edward Bulwer Lytton, copyright is at once granted to the authors of any nation whose laws recognize the right of property of English authors in their own works. That is to say, should our Congress legalize the copyright of British authors in this country, American authors would at once have the same rights in this respect in England as the most favored English subjects.

We were pleased to see in the last number of the Albany *Cultivator*, the following notice of our respected townsman Hon. SAMUEL E. SPRING. We can pay him no higher compliment than to say, that his reputation in South America, seems to be quite as good as in his native State. A correspondent writing on sheep husbandry in Buenos Ayres says:—

Messrs. Hale & Spring, of our countrymen, are the most successful and the most popular of our countrymen. They have extensive estates or sheep farms, and true to our national instincts for progress and invention, have introduced great improvements in sheep husbandry, and by their example and success, stimulated other immigrants and the natives to greater efforts in this direction. In Albany, Georgia, the best type of our national character, and shed a pleasing lustre on the American name.

They have amassed great fortunes, and by their conduct and example, have endeared themselves to the country to the natives, and will die regretted and remembered.

—The World speaks of Mr. Sidney Andrews "Dixon" of the Boston *Advertiser*, as a "Northern man, who having partaken of the hospitality of Southern people, now comes North to testify against them." Mr. Andrews was summoned before the Committee of Fifteen and the truth is, in Albany, Georgia, the partook of Southern hospitality to the fullest extent, having been mobbed and driven out of town for preventing a fight by advising one of the parties to clear out.

DR. LANGLEY'S  
ROOT AND HERB BITTERS.  
The Great Blood Purifier, the Health Restorer, and the most perfect Spring and Summer Medicine ever used.

It cures Jaundice, Dyspepsia, Liver and Biliary Complaints, General Debility, and all kindred diseases. It cleanses the system, regulates the bowels, restores the blood, and invigorates the body, and is a healthful and strengthening medicine for the young and the old.

It is a vegetable compound, and contains no injurious properties whatsoever. It will restore gray hair to its original color. It will make the hair fall out. It cleanses the scalp and makes the hair soft, lustrous and silken. It is a splendid hair dressing. No person, old or young, should fail to use it.

IT IS RECOMMENDED AND USED BY THE FIRST MEDICAL AUTHORITY.  
Ask for Hall's Vegetable Sillian Hair Restorer, and take no other.

R. P. HARR & CO.,  
No. 100 N. Main St., Boston.  
W. F. Phillips & Co., Wholesale Agents.  
No. 58—82nd St.

MAKE YOUR OWN SOAP!  
By Saving and Using your Waste GREASE.  
Buy one Box of the Penn's Salt Manufacturing Co.'s SAPONIFIER!  
(Beats of all and all Soap.)

CONCENTRATED LYE!  
It will make 100 LBS. of excellent Hard Soap, or 25 GALLONS of the very best Soft Soap, for sale at 25 CENTS. Directions on each box. For sale at all drug and grocery stores.

C. W. ATWELL,  
ADVERTISING AGENT,  
Junction Middle and Free Sts., up stairs.  
Advertisements received for all papers in the State of Maine.

Choice Styles  
O. R. MOSELEY & CO., Boston, which for beauty of design are unequalled.

SPECIAL NOTICES.

THE GREAT NATIONAL FAIR.

The Lady Winona of the NATIONAL SOLDIERS AND SAILORS' ORPHANS' HOME will be in charge of a PUBLIC FAIR in the city of Portland, Maine, on the 10th, 11th, 12th, 13th, 14th, 15th, 16th, 17th, 18th, 19th, 20th, 21st, 22nd, 23rd, 24th, 25th, 26th, 27th, 28th, 29th, 30th, and 31st of May, 1886. The FAIR will be held at the Portland Fair Grounds, and will be for the benefit of the NATIONAL SOLDIERS AND SAILORS' ORPHANS' HOME, which is a charitable institution for the education and support of the orphans of soldiers and sailors who have fallen in the service of their country.

The ladies invite all who can contribute toward the support of the FAIR, to do so, and to be held at the Portland Fair Grounds, and will be for the benefit of the NATIONAL SOLDIERS AND SAILORS' ORPHANS' HOME, which is a charitable institution for the education and support of the orphans of soldiers and sailors who have fallen in the service of their country.

Let there be a grand rally of Old Comrades in Arms, for the benefit of the NATIONAL SOLDIERS AND SAILORS' ORPHANS' HOME, and the promotion of mutual interests.

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WARREN'S  
COUGH BALSAM!  
Has been found by experience to be the BEST REMEDY for the various diseases of the Lungs and Throat, and is a reliable remedy for the cure of the Throat, Lungs and Bronchitis.

DIPHTHERIA,  
Asthma, Bronchitis, Consumption, Croup, Influenza, Hoarseness, Whooping Cough, and all diseases of the Lungs, and Whooping Cough.

TIN-TYPES!  
LOOK! LOOK!  
25 Tin-types for 50 cents.  
25 Gen. Ambrotypes, 50 cents.

PORTLAND PHOTOGRAPH GALLERY  
No. 50 Middle Street.  
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Sustains its long established reputation as a RELIABLE REMEDY for the cure of the Throat, Lungs and Bronchitis.

Coughs, Colds, Hoarseness, Sore Throat, Influenza, Whooping Cough, Croup, and all diseases of the Throat, Lungs, and Chest!

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MARINE INSURANCE.

The undersigned having made arrangements with the Marine Insurance Company of New York and Boston, representing a COMBINED CAPITAL OF \$25,000,000. Are now prepared to effect insurance on VESSELS, CARGOES, and FREIGHTS, IN ALL ITS FORMS. From our large experience in marine insurance, we feel confident of being able to satisfy all who may favor us with their business. We shall also continue the SHIP BROKERAGE, and Commission Business, as before.

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Business Cards.

A. N. NOYES & SON,

No. 35 Exchange Street, PORTLAND - - - MAINE, Manufacturers of and Dealers in FURNACES, RANGES, Cooking, Office and Parlor Stoves, and WORKERS OF HEAVY IRON. PUMPS, LEAD PIPE, SHEET LEAD, and all kinds of Tin, Copper and Sheet Iron, in quantities to suit. Sole Agents in Portland for the Celebrated Mages Furnaces and - - - - - toves. Orders from the Country respectfully solicited. Job Work done to order.

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This image shows a blank, aged, cream-colored page, likely an endpaper or flyleaf from an old book. The paper has a slightly textured appearance with some faint smudges and a small dark spot near the bottom center. The page is oriented vertically.



**Gorham Seminary.**  
THE Summer Term of this Institution will commence on Wednesday, May 8th, 1886. Apply for information to W. G. Lord, A. M., Principal, or to J. A. WATERMAN, Secy.  
May 1st. may8adwiv